

**An experienced DUI attorney may dramatically affect the outcome of your situation.**

An experienced attorney knows the right questions to ask and knows what to look for. For example...

**Did the police follow procedure?**  
**Was the chemical test performed properly?**  
**Was the test equipment approved and certified?**



## **DUI Charges are Serious!**

If you are convicted of driving under the influence, PA Law requires the judge to impose mandatory sentences.

You could go to jail and lose your driving privileges for a year or more, *even if this is your first arrest*. Moreover, you could also pay thousands of dollars in fines. Your insurance company may increase your rates or even cancel your policy, not to mention a criminal record that will follow you for the rest of your life.

Ken Chotiner represents people accused of DUI. He believes that the best defense is a good offense. He will thoroughly investigate your case and fight for your rights.

**Do not take chances. An experienced lawyer will challenge the evidence against you.**

From the initial stop all the way up to the chemical test, there are numerous legal procedures which must be followed. If the police have made any mistakes, the Court may dismiss the case.

Ken will investigate your situation and explain all your options. Most importantly, Ken will fight for you!



DEFENDING  
PHILADELPHIANS  
SINCE 1996!

PENNSYLVANIA

# **DUI Law** and **Defense**

WHAT  
YOU  
NEED  
TO  
KNOW  
**NOW.**

Ken Chotiner is dedicated to defending your rights, resolving legal problems, and making things right.

**Call Ken at (267) 217-DUI-7 for your free consultation.**

### About the Chotiner Firm

L. Kenneth Chotiner has a reputation for zealous and effective advocacy. Ken has earned this reputation through his meticulous trial preparation, his thorough attention to detail, and his innate ability to compassionately present his clients' cases to judges and juries in a professional manner.

Ken received his bachelor's degree from Drexel University, his law degree from Widener University School of Law, and his L.L.M. in Trial Advocacy from Temple University's James E. Beasley School of Law.

### **the Chotiner Firm**

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## When You Get Arrested For DUI:

- You Face Criminal Charges.
- You Could Go to Jail.
- You Could Lose your Drivers License.
- You Could End Up Paying Thousands of Dollars in Fines.
- You Could Have a Criminal Record for the Rest of Your Life.



## You are Innocent Until Proven Guilty.

Even if you were driving under the influence, the District Attorney has to prove your guilt *beyond a reasonable doubt*. That is the highest standard in law.

You also have a constitutional right to challenge the evidence against you. You can challenge the reason for the stop, and you can even challenge the test results. This why it is extremely important to have an experienced attorney evaluate the facts of your case.

## What You Need To Do Now.

Now is the time to start preparing your defense. First, you should seek advice from an attorney with DUI defense experience.

A criminal defense attorney, with DUI experience, will be able to determine what, if any, evidence should be preserved. That attorney will also be able to explain the process and help you put your mind at ease.



## DUI Penalties

The following chart lists the penalties you face if convicted.

As you can see, you will have a criminal record even if you are convicted of a first offense.

Moreover, if your license is suspended as a result of a DUI, and you get caught driving under that suspension, you could go to jail for 60 to 90 days!



LEVELS OF IMPAIRMENT	1ST OFFENSE	2ND OFFENSE	3RD OFFENSE	SUBSEQUENT OFFENSE(S)
<b>GENERAL IMPAIRMENT PENALTIES</b> Undetermined BAC (Blood Alcohol Content), or .08% – .099% BAC	<ul style="list-style-type: none"> <li>ungraded misdemeanor</li> <li>up to 6 months probation</li> <li>\$300 fine</li> <li>alcohol highway safety school</li> <li>treatment when ordered</li> <li>ARD* eligible</li> </ul>	<ul style="list-style-type: none"> <li>ungraded misdemeanor</li> <li>12 month license suspension</li> <li>5 days to 6 months jail time</li> <li>\$300 to \$2,500 fine</li> <li>alcohol highway safety school</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>	<ul style="list-style-type: none"> <li>2<sup>nd</sup> degree misdemeanor</li> <li>12 month license suspension</li> <li>10 days to 2 years prison</li> <li>\$500 to \$5,000 fine</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>	<ul style="list-style-type: none"> <li>2<sup>nd</sup> degree misdemeanor</li> <li>12 month license suspension</li> <li>10 days to 2 years prison</li> <li>\$500 to \$5,000 fine</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>
<b>HIGH BAC PENALTIES</b> .10% – .159% BAC	<ul style="list-style-type: none"> <li>ungraded misdemeanor</li> <li>12 month license suspension</li> <li>48 hours to 6 months prison</li> <li>\$500 to \$5,000 fine</li> <li>alcohol highway safety school</li> <li>treatment when ordered</li> <li>ARD* eligible</li> </ul>	<ul style="list-style-type: none"> <li>ungraded misdemeanor</li> <li>12 month suspension</li> <li>30 days to 6 months prison</li> <li>\$750 to \$5,000 fine</li> <li>alcohol highway safety school</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>	<ul style="list-style-type: none"> <li>1<sup>st</sup> degree misdemeanor</li> <li>18 month license suspension</li> <li>90 days to 5 years prison</li> <li>\$1,500 to \$10,000 fine</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>	<ul style="list-style-type: none"> <li>1<sup>st</sup> degree misdemeanor</li> <li>18 month license suspension</li> <li>1 to 5 years prison</li> <li>\$1,500 to \$10,000 fine</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>
<b>HIGHEST BAC PENALTIES</b> .16% & Higher BAC or Controlled Substance or Test Refusals	<ul style="list-style-type: none"> <li>ungraded misdemeanor</li> <li>12 month license suspension</li> <li>72 hours to 6 months prison</li> <li>\$1,000 to \$5,000 fine</li> <li>alcohol highway safety school</li> <li>treatment when ordered</li> <li>ARD* eligible</li> </ul>	<ul style="list-style-type: none"> <li>1<sup>st</sup> degree misdemeanor</li> <li>18 month license suspension</li> <li>90 days to 5 years prison</li> <li>\$1,500 to \$10,00 fine</li> <li>alcohol highway safety school</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>	<ul style="list-style-type: none"> <li>1<sup>st</sup> degree misdemeanor</li> <li>18 month license suspension</li> <li>1 to 5 years prison</li> <li>\$2,500 to \$10,000 fine</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>	<ul style="list-style-type: none"> <li>1<sup>st</sup> degree misdemeanor</li> <li>18 month license suspension</li> <li>1 to 5 years prison</li> <li>\$2,500 to \$10,000 fine</li> <li>treatment when ordered</li> <li>1 year ignition interlock</li> </ul>

\*A.R.D. is a program for eligible first time offenders that provides a way to avoid a conviction.

**An experienced attorney may dramatically affect the outcome of your situation.**

Knowing Pennsylvania DUI law is 100% critical to a successful defense. Since 1996, Ken has been fighting for his clients' rights, and Ken will fight for yours!

**Call Ken at (267) 217-DUI-7 for your free consultation. Because you have a lot to lose!**